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ANN BAVENDER\*  
ANNE GOODWIN CRUMP  
VINCENT J. CURTIS, JR.  
RICHARD J. ESTEVEZ  
PAUL J. FELDMAN  
ERIC FISHMAN  
RICHARD HILDRETH  
FRANK R. JAZZO  
ANDREW S. KERSTING\*  
EUGENE M. LAWSON, JR.  
HARRY C. MARTIN  
GEORGE PETRUTSAS  
LEONARD R. RAISH  
JAMES P. RILEY  
KATHLEEN VICTORY  
HOWARD M. WEISS  
\* NOT ADMITTED IN VIRGINIA

FLETCHER, HEALD & HILDRETH, P.L.C.

ATTORNEYS AT LAW

11th FLOOR, 1300 NORTH 17th STREET

ARLINGTON, VIRGINIA 22209-3801

(703) 812-0400

TELECOPIER

(703) 812-0486

INTERNET

office@fhh-telcomlaw.com

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

FRANK U. FLETCHER  
(1939-1985)  
ROBERT L. HEALD  
(1956-1983)  
PAUL D.P. SPEARMAN  
(1936-1962)  
FRANK ROBERSON  
(1936-1961)  
RUSSELL ROWELL  
(1948-1977)

RETIRED  
EDWARD F. KENEHAN

CONSULTANT FOR INTERNATIONAL AND  
INTERGOVERNMENTAL AFFAIRS  
SHELDON J. KRYS  
U. S. AMBASSADOR (ret.)

OF COUNSEL  
EDWARD A. CAINE\*  
MITCHELL LAZARUS\*  
EDWARD S. O'NEILL\*  
JOHN JOSEPH SMITH

WRITER'S DIRECT

703-812-0403  
feldman@fhh-telcomlaw.com

July 8, 1998

**VIA HAND DELIVERY**

Magalie Salas, Esq.  
Secretary  
Federal Communications Commission  
1919 M Street, N.W., Room 222  
Washington, DC 20054

Re: CC Docket No. 95-116  
Telephone Number Portability  
Petition for Waiver and Extension of Implementation Deadline  
Roseville Telephone Company

Dear Ms. Salas:

Enclosed, on behalf of Roseville Telephone Company, please find an original and three copies of its Petition for Waiver and Extension of the Phase IV Implementation Deadline for Local Number Portability in the Sacramento, California, MSA.

If you have any questions, please contact me.

Very truly yours,



Paul J. Feldman  
Counsel for  
Roseville Telephone Company

PJF/jr  
Enclosures

cc: Geraldine Matisse, Esq.  
Chief, Network Services Division

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Before the  
FEDERAL COMMUNICATIONS COMMISSION  
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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

In the Matter of )  
 ) CC Docket No. 95-116  
Telephone Number Portability )

**PETITION OF ROSEVILLE TELEPHONE COMPANY  
FOR WAIVER AND EXTENSION OF IMPLEMENTATION DEADLINE**

Pursuant to Section 52.23(e) of the Commission's Rules, 47 C.F.R. § 52.23(e), promulgated in the above-captioned proceeding,<sup>1</sup> Roseville Telephone Company ("RTC") hereby requests a waiver and extension of the Phase IV implementation deadline set by the Commission for long-term Local Number Portability ("LNP") in the Sacramento, California Metropolitan Statistical Area ("MSA"). It is requested that the implementation deadline be pushed back 19 days, from September 30, 1998, to October 19, 1998, as applied to RTC. Such an extension will align RTC's LNP intercompany testing and implementation efforts with those of Pacific Bell, the dominant carrier in the Sacramento MSA.

**I. Introduction**

RTC is an incumbent local exchange carrier providing service to over 100,000 access lines in Roseville, California, and other areas in Placer and Sacramento Counties, California. Its entire wireline service area is in the Sacramento, California,

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<sup>1</sup> In the Matter of Telephone Number Portability, First Report and Order and Further Notice of Proposed Rulemaking, 11 FCC Rcd 8352 (1996) ("First Report and Order").

Counties, California. Its entire wireline service area is in the Sacramento, California, MSA.

In the *First Report and Order*, the Commission delegated to the Chief of the Common Carrier Bureau "the authority to waive or stay any of the dates in the implementation schedule, as the Chief determines is necessary to ensure the efficient development of number portability."<sup>2</sup> Commission rules require a local exchange carrier ("LEC") seeking such waiver relief to demonstrate the basis for its contention that it is unable to comply with the FCC's LNP deployment schedule.<sup>3</sup> Such a showing is made below.<sup>4</sup>

## **II. Request for Waiver and Extension of the Phase IV Implementation Deadline**

RTC will, by September 30th, have installed all necessary systems that will allow it to provide LNP in its service area.<sup>5</sup> However, RTC will not be able to meet the Commission's Phase IV deployment schedule for this market because it will be unable to complete, by September 30th, the cooperative, inter-carrier LNP testing that must take place before LNP may be implemented in this MSA.

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<sup>2</sup> *First Report and Order*, at page 8397. The implementation schedule is found in the Appendix to Sub-Part C of Part 52 of the Commission's Rules.

<sup>3</sup> 47 C.F.R. § 53.23(e).

<sup>4</sup> The Commission rules also require that a carrier seeking to extend the time by which implementation will be completed must file a petition "at least 60 days in advance of the deadline." 47 C.F.R. § 52.23(e). This Petition is being filed more than 60 days prior to the September 30th deadline.

<sup>5</sup> Exhibit 1 identifies the particular switches for which this extension is requested.

On May 15, 1998, the FCC waived the Phase IV implementation deadline for Pacific Bell in its West Coast Region MSAs, which includes the Sacramento MSA.<sup>6</sup> The Bureau pushed back that deadline from September 30th, to October 19, 1998. Based on discussions among carriers at a recent meeting of the California Local Number Portability Task Force - Operation and Implementation Subcommittee ("CLNPTF"), testing by Pacific Bell in the Sacramento MSA will occur between late August and October 19th. Because Pacific Bell is the LNP Coordinator for the Sacramento MSA, as a practical matter, MSA-wide testing cannot occur without Pacific Bell's participation. Accordingly, RTC cannot perform the required testing by itself, and thus, while RTC currently stands ready to participate in the required inter-carrier LNP testing in this region, it is unlikely that such testing will be completed prior to September 30th. Furthermore, as noted at the recent meeting of the CLNPTF, Commercial Porting Local Service Requests will not be issued until the conclusion of inter-carrier tests, and accordingly, it will be impractical if not impossible for RTC to provide LNP prior to October 19th.

Because RTC will be unable to complete the inter-carrier LNP testing in the Sacramento MSA by September 30, 1998, and thus will be unable to implement LNP by the September 30, 1998 deadline, RTC respectfully requests that the Commission

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<sup>6</sup> See Telephone Number Portability Extension Order, CC Dkt. No. 95-116, (DA 98-917, rel. May 15, 1998). The Order also addressed the extension request of various other carriers.

waive its Phase IV LNP deployment deadline, set forth in the Appendix to Sub-Part C of Part 52 of its Rules, as applied to RTC. Such deadline should be extended to October 19, 1998, the current Phase IV implementation deadline for Pacific Bell. RTC anticipates that with inter-carrier testing completed, it will be able to implement LNP at that time.

Grant of this extension would serve the public interest by allowing for full testing of LNP in the Sacramento MSA, and thus more efficient and transparent provision of service to the public. Furthermore, because the duration of the requested extension is only 19 days, there will be no significant impact on local competition in the MSA.


### **III. Conclusion**

Prior to the current September 30th deadline, RTC will have installed all systems necessary to turn-up LNP in accordance with the Commission's implementation schedule. However, because inter-carrier testing cannot be completed prior to that deadline, the public interest would be served by granting this Petition for Waiver and extending RTC's implementation deadline to October 19, 1998, so that LNP can be fully tested prior to implementation.

WHEREFORE, for the reasons stated above, RTC requests that the Commission waive the Appendix to Sub-Part C of Part 52 of its Rules, and extend to October 19,

1998 the Phase IV implementation deadline for LNP in the Sacramento, California, MSA, as applied to Roseville Telephone Company.

Respectfully submitted,

By:   
George Petrutsas  
Paul J. Feldman

Counsel for Roseville  
Telephone Company

Fletcher, Heald & Hildreth, P.L.C.  
1300 North 17<sup>th</sup> Street - 11<sup>th</sup> Floor  
Arlington, VA 22209  
Tel: 703-812-0400  
Fax: 703-812-0486

July 8, 1998

**EXHIBIT 1**

**SWITCHES FOR WHICH ROSEVILLE TELEPHONE COMPANY  
SEEKS WAIVER OF PHASE IV LNP IMPLEMENTATION DEADLINE**

Roseville, California - RSVLCAXF78G

Citrus Heights, California - CTHTCAXF72G